

02-19-02

CPA/1617

PTO/SB/29 (10-00)

Approved for use through 10/31/02. OMB 0651-0002

Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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CONTINUED PROSECUTION APPLICATION (CPA) REQUEST TRANSMITTAL

Submit an original, and a duplicate for fee processing.
(Only for Continuation or Divisional applications under 37 CFR 1.53(d))

CHECK BOX, if applicable
[] DUPLICATE



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Address to:

Commissioner for Patents
Box CPA
Washington, D.C. 20231

Attorney Docket No. of Prior Application	5388RDD
Assignee:	The Procter & Gamble Company
First Named Inventor	T. Trinh et al.
Examiner Name	R. Harrison
Group/Art Unit	1617
Express Mail Label No.	ET405484757

This is a request for a ☒ continuation or ☐ divisional application under 37 CFR 1.53(d),
(continued prosecution application (CPA)) of prior application number 09/711,447.

filed on November 13, 2000, entitled Composition for Reducing Malodor Impression On Inanimate Surfaces.

NOTES

FILING QUALIFICATIONS: The prior application identified above must be a nonprovisional application that is either: (1) complete as defined by 37 CFR 1.51(b), or (2) the national stage of an international application in compliance with 35 U.S.C. 371. Effective May 29, 2000, a CPA may only be filed in a utility or a plant application if the prior nonprovisional application was filed before May 29, 2000. A CPA may be filed in a design application regardless of the filing date of the prior application. See "Request for Continued Examination Practice changes to and Provisional Application Practice," Final Rule, 65 Fed. Reg. 50092 (Aug. 16, 2000); Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office (Apr. 11, 2000).

C-I-P NOT PERMITTED: A continuation-in-part application cannot be filed as a CPA under 37 CFR 1.53(d), but must be filed under 37 CFR 1.53(b).

EXPRESS ABANDONMENT OF PRIOR APPLICATION: The filing of the CPA is a request to expressly abandon the prior application as of the filing date of the request for a CPA. 37 CFR 1.53(b) must be used to file a continuation, divisional, or continuation-in-part of an application that is not to be abandoned.

ACCESS TO PRIOR APPLICATION: The filing of this CPA will be construed to include a waiver of confidentiality by the applicant under 35 U.S.C. 122 to the extent that any member of the public who is entitled under the provisions of 37 CFR 1.14 to access to, copies of, or information concerning, the prior application may be given similar access to, copies of, or similar information concerning, the other application or applications in the file jacket.

35 U.S.C. 120 STATEMENT: In a CPA, no reference to the prior application is needed in the first sentence of the specification and none should be submitted. If a sentence referencing the prior application is submitted, it will not be entered. A request for a CPA is the specific reference required by 35 U.S.C. 120 and to every application assigned the application number identified in such request, 37 CFR 1.78(a).

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02/21/2002 CNGUYEN 00000006 162480 09711447

1. ☐ Enter the unentered amendment previously filed on 01 FC:131 740.00 CH
under 37 CFR 1.116 in the prior nonprovisional application 02 FC:102 252.00 CH
03 FC:103 306.00 CH
2. ☐ A preliminary amendment is enclosed.
3. This application is filed by fewer than all the inventors named in the prior application, 37 CFR 1.53(d)(4).
 - a. ☐ **DELETE** the following inventor(s) named in the prior nonprovisional application:
02/21/2002 CNGUYEN 00000006 162480 09711447
04 FC:117 920.00 CH
 - b. ☐ The inventor(s) to be deleted are set forth on a separate sheet attached hereto.
4. ☐ A new power of attorney or authorization of agent (PTO/SB/81) is enclosed.
5. Information disclosure Statement (IDS) is enclosed.
 - a. ☐ PTO-1449
 - b. ☐ Copies of IDS Citations

[Page 1 of 2]

Burden Hour Statement: This form is estimated to take 0.4 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, D.C. 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Box CPA, Washington, D.C. 20231.

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CLAIMS	(1) FOR	(2) NUMBER FILED	(3) NUMBER EXTRA	(4) RATE	(5) CALCULATIONS
TOTAL CLAIMS (37 CFR 1.16 (c) or (j))	37	- 20*	17	x \$18 =	\$306.00
INDEPENDENT CLAIMS (37 CFR 1.16 (b) or (i))	6	- 3**	3	x \$84 =	\$252.00
MULTIPLE DEPENDENT CLAIMS (if applicable) (37 CFR 1.16(d))				+ \$280 =	\$
				BASIC FEE (37 CFR 1.16)	\$740.00
Total of above Calculations =					\$1,298.00
Reduction by 50% for filing by small entity (Note 37 CFR §1.27).					
* Reissue claims in excess of 20 and over original patent. ** Reissue independent claims over original patent.					TOTAL = \$1,298.00

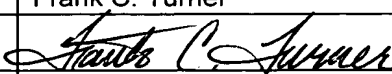
6. Small entity status: Applicant claims small entity status. See 37 CFR §1.27.
7. The Commissioner is hereby authorized to credit overpayments or charge the following fees to Deposit Account No. 16-2480.
- ☐ Fees required under 37 CFR § 1.16.
 - ☒ Fees required under 37 CFR § 1.17.
 - ☐ Fees required under 37 CFR § 1.18.
8. ☐ A check in the amount of \$_____ is enclosed.
9. ☐ Payment by credit card. Form PTO-2038 is attached.
10. ☐ Applicant requests suspension of action under 37 CFR §1.103(b) for a period of ____ months (not to exceed 3 months) and the fee under 37 CFR §1.17(i) is enclosed.
11. ☐ New Attorney Docket Number, if desired _____
[Prior application Attorney Docket Number will carryover to this CPA unless a new Attorney Docket Number has been provided herein.]
12. ☐ Receipt For Facsimile Transmitted CPA (PTO/SB/29A)
☐ Return Receipt Postcard (Should be specifically itemized, See MPEP 503)
13. ☒ Other: The Commissioner is hereby petitioned under 37 CFR §1.136(a) to grant any extension of time needed for timely response to the Office Action dated August 15, 2001 in the parent of the above-identified continuation application to preserve pendency of said parent application. The processing fee under 37 CFR §1.17 has been determined as follows: \$920.00 for a three-month extension of time.

NOTE: The prior application's correspondence address will carry over to this CPA
UNLESS a new correspondence address is provided below.

12. NEW CORRESPONDENCE ADDRESS

[X] Customer Number	(Insert Customer No. here) 27752
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13. SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

NAME (Print/Type)	Frank C. Turner	Reg. No. 39,863
SIGNATURE		
DATE	February 15, 2002	

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FEE TRANSMITTAL for FY 2002

Patent fees are subject to annual revision.



Complete if Known

Application Number 09/711,447
Confirmation Number NOT YET ASSIGNED
Filing Date November 13, 2000
First Named Inventor T. Trinh et al.
Examiner Name R. Harrison
Group/Art Unit 1617
Attorney Docket No. 5388RDD

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TOTAL AMOUNT OF PAYMENT (\$2,218.00)

METHOD OF PAYMENT (check one)

1. ☒ The Commissioner is hereby authorized to charge indicated fees and credit any over payments to:
- Deposit Account Number 16-2480
Deposit Account Name The Procter & Gamble Company
- ☒ Charge Any Additional Fee Required Under status. 37 C.F.R. §§1.16 and 1.17

FEE CALCULATION

1. BASIC FILING FEE - Large Entity

Code (\$)	Fee Description	Fee Paid
101 740	Utility filing fee	[740]
106 330	Design filing fee	[]
108 740	Reissue filing fee	[]
114 160	Provisional filing fee	[]
SUBTOTAL (1)		(\$)[740]

2. EXTRA CLAIM FEES - Large Entity

	Extra Claims	Fee from Below	Fee Paid
Total Claims	[37] - 20** = [17]	x [18]	= [306]
Independent Claims	[6] - 3** = [3]	x [84]	= [252]
Multiple Dependent		[]	= []

** or number previously paid, if greater; For Reissues, see below

Code (\$)	Fee Description
103 18	Claims in excess of 20
102 84	Independent claims in excess of 3
104 280	Multiple dependent claim, if not paid
109 84	**Reissue independent claims over original patent
110 18	**Reissue claims in excess of 20 & over original patent
SUBTOTAL (2)	

SUBTOTAL (2) (\$)[558]

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Code (\$)	Fee Description	Fee Paid
105 130	Surcharge-late filing fee or oath	[]
127 50	Surcharge-late provisional filing fee or cover sheet	[]
139 130	Non-English specification	[]
147 2,520	For filing a request for <i>ex parte</i> reexamination	[]
112 920*	Requesting publication of SIR prior to Examiner's action	[]
113 1,840*	Requesting publication of SIR after Examiner's action	[]
115 110	Extension for reply within 1 st month	[]
116 400	Extension for reply within 2 nd month	[]
117 920	Extension for reply within 3 rd month	[920]
118 1,440	Extension for reply within 4 th month	[]
128 1,960	Extension for reply within 5 th month	[]
119 320	Notice of Appeal	[]
120 320	Filing a brief in support of an appeal	[]
121 280	Request for oral hearing	[]
138 1,510	Petition to institute a public use proceeding	[]
140 110	Petition to revive - unavoidable	[]
141 1,280	Petition to revive - unintentional	[]
142 1,280	Utility issue fee (or reissue)	[]
143 460	Design issue fee	[]
122 130	Petitions to the Commissioner	[]
123 50	Petitions related to provisional applications	[]
126 180	Submission of Information Disclosure Statement	[]
146 740	Filing a submission after final rejection (37 CFR § 1.129(a))	[]
149 740	For each additional invention to be examined (37 CFR § 1.129(b))	[]
179 740	Request for Continued Examination (RCE)	[]
169 900	Request for expedited examination of a design application	[]
091 1280	Acceptance of unintentionally delayed claim for priority under 35 U.S.C. 119, 120, 121, or 365 (a) or (c)	[]
Other fee (specify) _____		[]
Other fee (specify) _____		[]

* Reduced by Basic Filing Fee Paid **SUBTOTAL(3) (\$)[920]**

SUBMITTED BY

Name (Print/Type)	Registration No.	Telephone	Date
Frank C. Turner	39,863	(513) 626-3388	February 15, 2002
Signature	(Attorney/Agent)		

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